

UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 25 2002

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

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Ex parte SHAW, CONWAY R., DURHAM, GUY A.,
NIGEL D. TOUT, ARNOLD GOCOOL, SEAN, PRIOR,
ELIE, A. CHAYA and GUY A. HOOKER

Application No. 09/074,093

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on September 17, 2002. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On April 5, 2002, the examiner mailed an Examiner's Answer (Paper No. 18). A review of the Examiner's Answer reveals that the examiner does not state the rejection of claims on appeal. According to the Manual of Patent Examining Procedure (MPEP) § 1208(A)(10), the Examiner's Answer must contain the appropriate headings. Furthermore, for each ground of rejection, the examiner must provide an explanation of the ground of rejection,

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or reference to a final rejection or other single prior action for a clear exposition of the rejection. A review of this application reveals that the Examiner's Answer (Paper No. 18) does not comply with MPEP § 1208.

Accordingly, it is

ORDERED that the application is returned to the examiner for preparing a Supplemental Examiner's Answer identifying the appropriate Grounds of Rejection, addressing each ground of rejection, notifying appellants in writing, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



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